

1 (Whereupon, the deposition began at ^  
2 ^ a.m. ^ p.m.) 9:

3 VIDEOGRAPHER: We are now on the record for  
4 the deposition of Dr. Edward Morey. The time is  
5 9:20 a.m. the day is April 29th, 2009. Counsel, 09:20AM  
6 please identify yourself for the Record?

7 MR. DEIHL: This is Colin Deihl on behalf  
8 of Cargill.

9 MR. TRIPLETT: Eric Triplett on behalf of  
10 Cargill. 09:21AM

11 MS. MOLL: Ingrid Moll for the State of  
12 Oklahoma.

13 MR. FREEMAN: Bruce Freeman for Simmons.

14 MR. JONES: Tim Jones for the Tyson  
15 defendants.

16 MR. MIRKES: Craig Mirkes for Peterson  
17 Farms.

18 MS. TUCKER: K. C. Tucker for the George's  
19 defendants.

20 VIDEOGRAPHER: On the phone? 09:21AM

21 WITNESS  
22 having first been duly sworn to testify the truth,  
23 the whole truth and nothing but the truth, testified  
24 as follows:

25 DIRECT EXAMINATION

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1 Q Are you aware that the plaintiff's expert,  
2 Todd king, points to environmental concerns  
3 regarding the alum treatments?

4 MS. MOLL: Objection to form.

5 A Who? Who did that? 03:19PM

6 Q Plaintiff's expert Todd king.

7 A Am I aware that he said that?

8 Q Yes.

9 A If you -- I've just heard that from you.

10 Q You weren't aware of it before today? 03:19PM

11 A It's not something I've thought about it.

12 Q Okay. Did you believe in the main survey  
13 documents it was important to tell the respondents  
14 about the downsides of alum?

15 A No. 03:19PM

16 Q Why not?

17 A What was important was to describe to them a  
18 process that would accelerate the return to  
19 non-injury levels, that they found plausible and  
20 were willing to consider in a tradeoff question. 03:20PM

21 Q So as long as they believed that what you were  
22 telling them was plausible, it didn't matter if what  
23 you were telling them was factually accurate?

24 MS. MOLL: Objection to form.

25 A Factually accurate meaning the alum would 03:21PM

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1 working the government would really do it?

2 Q All of those things.

3 A The important thing for the valuation question

4 is to present somebody with a tradeoff that they

5 find to be plausible and they're willing to accept

03:21PM

6 the tradeoff. I'm not an expert about whether alum

7 treatments would work or not work.

8 Q And, again, in designing the main survey, you

9 chose not to tell the respondents that there were

10 environmental concerns regarding the alum

03:21PM

11 treatments; right?

12 MS. MOLL: Objection to form.

13 A We presented to them a program for which there

14 were no environmental negative effects.

15 Q When you say you presented them with a program

03:22PM

16 for which there were no environmental effects,

17 you're talking about the program you described in

18 the base survey?

19 A Yes.

20 Q And it didn't matter to you whether or not if

03:22PM

21 one were to implement that program, there would be

22 environmental effects?

23 A Did I worry that there would be negative

24 environmental effects if alum was put on the land?

25 Q That wasn't my question.

03:22PM

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